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TO: John Manning Art Unit 2614	(571) 273-8300	USPTO	
FROM: Kory D. Christensen	(801) 578-6993		kdchristensen@stoel.com

Client: 50588	Matter: 322
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DATE: December 1, 2005

No. of Pages (including this cover): 29

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## COMMENTS:

Attached is a Request for Continued Examination, Combined Amendment & Petition for Extension of Time, and accompanying documents for Serial No. 09/654,317, filed September 1, 2000, entitled SYSTEM AND METHOD FOR INTELLIGENT BUFFERING AND BANDWIDTH ALLOCATION.

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## CERTIFICATE OF TRANSMISSION BY FACSIMILE (37 CFR 1.8)

Applicant(s): James Nichols

Docket No.

50588/322

Application No.  
09/654,317Filing Date  
September 1, 2000Examiner  
John ManningGroup Art Unit  
2614

Invention:

SYSTEM AND METHOD FOR INTELLIGENT BUFFERING AND BANDWIDTH ALLOCATION

I hereby certify that this \_\_\_\_\_ See below: \_\_\_\_\_

(Identify type of correspondence)

is being facsimile transmitted to the United States Patent and Trademark Office (Fax. No. 571.273.8300) \_\_\_\_\_on December 1, 2005.  
(Date)\_\_\_\_\_  
Mary A. Hancock  
(Typed or Printed Name of Person Signing Certificate)  
(Signature)

Note: Each paper must have its own certificate of mailing.

Transmittal: Request for Continued Examination Transmittal (1 pg.); Combined Amendment &amp; Petition for Extension of Time Transmittal Letter (2 pgs.); Amendment (23 pgs.); PTO-2038 Credit Card Payment Form in the amount of \$910.00 (1 pg.).

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<b>COMBINED AMENDMENT &amp; PETITION FOR EXTENSION OF TIME UNDER 37 CFR 1.136(a) (Large Entity)</b>				Docket No. 50588/322	
In Re Application Of: James Nichols					
Application No.	Filing Date	Examiner	Customer No.	Group Art Unit	Confirmation No.
09/654,317	September 1, 2000	John Manning	32641	2614	5772
Invention: <b>SYSTEM AND METHOD FOR INTELLIGENT BUFFERING AND BANDWIDTH ALLOCATION</b>					
<b><u>COMMISSIONER FOR PATENTS:</u></b>					
This is a combined amendment and petition under the provisions of 37 CFR 1.136(a) to extend the period for filing a response to the Office Action of <u>August 10, 2005</u> in the above-identified application.					
The requested extension is as follows (check time period desired):					
<input checked="" type="checkbox"/> One month <input type="checkbox"/> Two months <input type="checkbox"/> Three months <input type="checkbox"/> Four months <input type="checkbox"/> Five months					
from: <u>November 10, 2005</u> <i>Date</i>		until: <u>December 10, 2005</u> <i>Date</i>			
The fee for the amendment and extension of time has been calculated as shown below:					
<b>CLAIMS AS AMENDED</b>					
	CLAIMS REMAINING AFTER AMENDMENT	HIGHEST # PREV. PAID FOR	NUMBER EXTRA CLAIMS PRESENT	RATE	ADDITIONAL FEE
TOTAL CLAIMS	31 -	31 =	0	x \$50.00	\$0.00
INDEP. CLAIMS	6 -	6 =	0	x \$200.00	\$0.00
FEE FOR AMENDMENT					\$0.00
FEE FOR EXTENSION OF TIME					\$120.00
<b>TOTAL FEE FOR AMENDMENT AND EXTENSION OF TIME</b>					<b>\$120.00</b>
12/02/2005 MBINAS 00000028 09654317 02 FC:1251 120.00 0P					

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COMBINED AMENDMENT & PETITION FOR EXTENSION OF  
TIME UNDER 37 CFR 1.136(a) (Large Entity)Docket No.  
50588/322

The fee for the amendment and extension of time is to be paid as follows:

- A check in the amount of \_\_\_\_\_ for the amendment and extension of time is enclosed.
- Please charge Deposit Account No. \_\_\_\_\_ in the amount of \_\_\_\_\_.
- The Director is hereby authorized to charge payment of the following fees associated with this communication or credit any overpayment to Deposit Account No. 502375
- Any additional filing fees required under 37 C.F.R. 1.16.
  - Any patent application processing fees under 37 CFR 1.17.
- If an additional extension of time is required, please consider this a petition therefor and charge any additional fees which may be required to Deposit Account No. \_\_\_\_\_.
- Payment by credit card. Form PTO-2038 is attached.

**WARNING: Information on this form may become public. Credit card information should not be included on this form. Provide credit card information and authorization on PTO-2038.**



Signature

Dated: December 1, 2005

Kory D. Christensen  
Pat. Reg. No. 43,548  
STOEL RIVES LLP  
One Utah Center  
201 South Main Street, Suite 1100  
Salt Lake City, Utah 84111  
Telephone: 801.578.6993  
Facsimile: 801.578.6999

cc: Client

I hereby certify that this correspondence is being deposited with the United States Postal Service with sufficient postage as first class mail in an envelope addressed to the "Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450" [37 CFR 1.8(a)] on \_\_\_\_\_

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